

Attorney Docket No. P-109301.2 (UTI)

COMBINED DECLARATION AND POWER OF ATTORNEY

As below-named inventors, we hereby declare that:

This is an original utility patent application claims priority from US provisional patent application Serial No. 60/433,425, filed December 13, 2003.

Our residence, post office addresses and citizenships are as stated below next to our names.

We believe we are the original inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled A PROTOCOL FOR SAMPLING AND TESTING COMPOSITIONS RELATED TO A METHOD FOR MAKING ROAD BASE FROM OIL AND GAS WASTE, the specification of which is attached hereto.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge our duty to disclose information which is material to the examination and patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

At this time we do not claim foreign priority benefits under 35 USC §119.

POWER OF ATTORNEY

We hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

David L. Polston



Signature Inventor

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